

AMENDED IN SENATE APRIL 19, 2010

SENATE BILL

No. 1422

Introduced by Senator Romero

February 19, 2010

~~An act relating to education.~~ *An act to add Article 5 (commencing with Section 52760) to Chapter 11 of Part 28 of Division 4 of Title 2 of the Education Code, relating to teachers.*

LEGISLATIVE COUNSEL'S DIGEST

SB 1422, as amended, Romero. ~~Race to the Top.~~ *Teachers: pupil survey.*

Existing law requires the governing board of each school district to evaluate and assess certificated employee performance as it reasonably relates to the progress of pupils toward the standards of expected pupil achievement and the state adopted academic content standards, the instructional techniques and strategies used by the employee, the employee's adherence to curricular objectives, and the establishment and maintenance of a suitable learning environment.

This bill would authorize the student government of a school maintaining any of grades 9 to 12, inclusive, to establish a committee of pupils and teachers to develop a survey by which pupils may provide feedback to teachers. The survey would be required to solicit pupil opinion on different aspects of a class and the effectiveness of the teacher of the class. The survey would be provided annually to teachers who would survey the pupils in the classes they teach. Survey responses would be confidential and made known only to the teacher whose class is surveyed. Administrators and school or district officials would be prohibited from viewing or having access to any completed pupil survey without the express written consent of the teacher to whom the survey

relates. The surveys would be prohibited from becoming part of a teacher's personnel record, from being included in or used to influence the existing teacher evaluation process, and from being used for collective bargaining purposes.

~~The federal American Recovery and Reinvestment Act of 2009 provides for a competitive education grant program that is known as the Race to Top program and is designed to encourage and reward states that are implementing specified educational objectives.~~

~~Existing law states the Legislature's intent to implement education reforms to, among other things, ensure that California is positioned to be successful in the Race to the Top competition and authorizes the Superintendent of Public Instruction and the President of the State Board of Education to enter into a memorandum of understanding with a local educational agency for the purposes of implementing the Race to the Top program. The governing board of a school district, county office of education, or the governing body of a charter school or its equivalent to implement, is required, except as specified, to implement for any school identified by the Superintendent as persistently lowest-achieving, one of 4 interventions for turning around lowest-achieving schools described in federal regulations and guidelines for the Race to the Top program. A persistently lowest-achieving school implementing specified intervention models is authorized to participate in a school-to-school partnership program by working with a mentor school that has successfully transitioned from a low-achieving school to a higher-achieving school.~~

~~This bill would state the intent of the Legislature to enact legislation with respect to the Race to the Top program.~~

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 *SECTION 1. Article 5 (commencing with Section 52760) is*
2 *added to Chapter 11 of Part 28 of Division 4 of Title 2 of the*
3 *Education Code, to read:*

4
5 *Article 5. Pupil Survey of Instruction*

6
7 52760. (a) *The student government of a school maintaining*
8 *any of grades 9 to 12, inclusive, may establish a committee of*

1 *pupils and teachers to develop a survey by which pupils may*
2 *provide feedback to teachers for the purpose of fostering improved*
3 *communication between pupils and teachers and improving*
4 *individual classes and teaching methods for future generations of*
5 *pupils. The survey developed by the committee shall solicit pupil*
6 *opinion on different aspects of a class and the effectiveness of the*
7 *teacher of the class. The committee annually may revise the survey.*

8 *(b) The administration of the survey and the survey results shall*
9 *conform to all of the following requirements:*

10 *(1) Teachers annually shall be provided the survey and may*
11 *survey the pupils in the classes they teach.*

12 *(2) Survey responses shall be confidential and shall be made*
13 *known only to the teacher whose class is surveyed.*

14 *(3) No administrator or any other school or district official*
15 *shall view or have access to any survey responses without the*
16 *express written consent of the teacher to whom the survey relates.*

17 *(4) Survey responses shall not become part of a teacher's*
18 *personnel record.*

19 *(5) The survey and any responses shall not be used for collective*
20 *bargaining purposes.*

21 *(6) The survey responses shall not be included in, nor shall they*
22 *be used to influence the existing teacher evaluation process, if any,*
23 *in a school or district in which the survey is conducted.*

24 ~~SECTION 1. It is the intent of the Legislature to enact~~
25 ~~legislation with respect to the Race to the Top program.~~